

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : MIESCHER et al.
Serial No. : 10/542,692
Confirm. No. : 1914
Filed : July 19, 2005
For : DEVICE AND PROCESS...
Art Unit : 2854
Examiner : MARISSA LIANA FERGUSON SAMRETH
Dated : February 19, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated October 17, 2007 provided for a shortened statutory period for response of three months.

The shortened statutory period expired January 17, 2008.

Since the attached response is being filed within the first month pursuant to 37 CFR 1.136(a) Applicant respectfully requests the Examiner to charge the appropriate petition fee of \$120.00 (fee code 1251).

Respectfully submitted
for Applicant(s),



By: _____
John James McGlew
Reg. No.: 31,903
For: McGLEW AND TUTTLE, P.C.

JJM:tf

DATED: February 19, 2008
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-9227
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO
OUR DEPOSIT ACCOUNT 13-0410.